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U.S. SMALL BUSINESS ADMINISTRATION,  
as Receiver for PROSPERO VENTURES, L.P.

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15 U.S. SMALL BUSINESS  
16 ADMINISTRATION, as Receiver for  
PROSPERO VENTURES, L.P.,

17 Plaintiff,

18 v.  
19 RAINBOW ENTERPRISES, L.P.,

20 Defendant.

NO. C 07-03738 VRW

**Related Cases:**

C 07-03732, C 07-03733, C 07-03735,  
C 07-03736, C 07-03737, C 07-03739,  
C 07-03740, C 07-03741

**STIPULATION FOR DISMISSAL  
AND [PROPOSED] ORDER  
THEREON**

21  
22 This stipulation is entered into by and between Plaintiff, U.S. SMALL BUSINESS  
23 ADMINISTRATION, as Receiver for PROSPERO VENTURES, L.P., and Defendant, RAINBOW  
24 ENTERPRISES, L.P., by and through their respective attorneys of record, as follows:

25 **RECITALS**

26 This stipulation is entered into with the following facts taken into consideration:

27 A. The parties have entered into a settlement agreement which resolves all issues in this  
28 matter.

*U.S. Small Business Administration, etc.*  
*v. Rainbow Enterprises, L.P.*  
Case No. C 07-03738 VRW

B. Defendant has fully complied with the terms of the settlement agreement. As such, Plaintiff is desirous of dismissing the action, with prejudice, as to Defendant.

## STIPULATION

With the following facts taken into consideration, the adequacy and sufficiency of which are hereby acknowledged, the parties hereby stipulate and agree as follows:

1. The complaint in the above-captioned matter shall be dismissed, with prejudice.
  2. This dismissal shall not constitute a dismissal of any of the related cases identified in the caption above.
  3. This stipulation may be executed in counterparts and a facsimile and/or electronic signature shall be considered as valid as an original.

Dated: January 6, 2009 COLEMAN & HOROWITZ, LLP

## COLEMAN & HOROWITT, LLP

By: /s/ Darryl J. Horowitz  
DARRYL J. HOROWITT  
Attorneys for Plaintiff

Dated: January 6, 2009 DONOGHUE, BARRETT & SINGAL, P.C.

DONOGHUE, BARRETT & SINGAL, P.C.

By: /s/ Damien C. Powell  
BRUCE A. SINGAL  
DAMIEN C. POWELL  
Appearance *Pro Hac Vice*  
Attorneys for Defendant

O'CONNOR & ASSOCIATES  
JOHN O'CONNOR  
Attorney for Defendant

*U.S. Small Business Administration, etc.*  
*v. Rainbow Enterprises, L.P.*  
Case No. C 07-03738 VRW

## ORDER

\_\_\_\_ The parties having so stipulated, and good cause appearing therefor,

IT IS HEREBY ORDERED that the complaint shall be dismissed, with prejudice, against Defendant, RAINBOW ENTERPRISES, L.P. \_\_\_\_\_

1/9/2009

